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Attorneys for Defendant  
Randy W. Goldberg

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

UNITED STATES OF AMERICA,  
Plaintiff,

v.

RANDY W. GOLDBERG,  
Defendant.

Case No.: CR-07-00788-JF/PVT-7  
The Hon. Judge Jeremy Fogel

**UNOPPOSED MOTION TO  
MODIFY CONDITIONS OF  
RELEASE**

Date: TBD  
Time: TBD  
Courtroom: \_\_\_\_\_

Defendant Randy W. Goldberg, through undersigned counsel, files this Unopposed Motion to Modify Conditions of Release and, as grounds therefore, states as follows:

1. Mr. Goldberg was arrested on January 17, 2008, pursuant to the indictment in this case charging him with multiple counts of wire and mail fraud and conspiracy to engage in money laundering.

2. Mr. Goldberg was subsequently released on bond pursuant to a pre-trial release order setting certain conditions, among which included travel restrictions and a curfew. Since being released Mr. Goldberg has complied fully and

1 satisfactorily with all of the conditions of his bond.

2 3. By this unopposed motion, Mr. Goldberg seeks permission of the  
3 Court to allow Mr. Goldberg to exceed his curfew by three (3) hours on the evening of  
4 Friday, August 1, 2008, so that he can attend a local concert in Miami, Florida, where  
5 he currently resides, along with his family.

6 4. Mr. Goldberg's counsel has discussed this request with AUSA  
7 Jeffrey Nedrow and his pre-trial services officer in Miami, along with a pre-trial  
8 services officer in San Jose. Neither the pre-trial services officer assigned to Mr.  
9 Goldberg, in San Jose or Miami, nor Mr. Nedrow have any objection to this request  
10 for limited modification of the terms of Mr. Goldberg's release. All other conditions  
11 of his release will remain in effect.

12 WHEREFORE, Mr. Goldberg respectfully requests entry of an Order  
13 modifying the terms of his release and bond to allow him to exceed curfew, as set  
14 forth above, conditioned on him providing notice to the pre-trial services officer prior  
15 to the event and such other information as requested by the pre-trial services officer.

16  
17  
18 DATED: July 28, 2008

Respectfully submitted,

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27 By: s/Steven E. Chaykin (pro hac vice)  
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and

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UNOPPOSED MOTION TO MODIFY  
CONDITIONS OF RELEASE

**PROOF OF SERVICE BY E-MAIL OR ELECTRONIC TRANSMISSION**

STATE OF FLORIDA, COUNTY OF MIAMI-DADE

I am employed in the County of Miami-Dade, State of Florida; I am over the age of 18 years and not a party to this action. My business address is One S.E. 3rd Avenue, 25th Floor, Miami, Florida 33131-1714.

On July 28, 2008, I served the following document(s) described as:

**UNOPPOSED MOTION TO MODIFY CONDITIONS OF RELEASE**

Based on a court order or an agreement of the parties to accept service by e-mail or electronic transmission, I caused the documents to be sent to the persons at the e-mail addresses (or fax numbers, if email not provided) listed below:

Jeffrey David Nedrow, Esq., USAO Lead Attorney for Plaintiff <a href="mailto:jeff.nedrow@usdoj.gov">jeff.nedrow@usdoj.gov</a>	Edwin Ken Prather, Esq. Lead Attorney for Asaf Nass, Defendant <a href="mailto:eprather@clarencedyer.com">eprather@clarencedyer.com</a>
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Vicki H. Young, Esq. Lead Attorney to Eduardo A. Subirats	

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I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

- ☐ (State) I declare under penalty of perjury under the laws of the State of Florida that the above is true and correct.
- ☒ (Federal) I am a member of the Bar for the State of Florida and admitted Pro Hac Vice in the Northern District of California. I declare under penalty of perjury under the laws of the United States of America that the above is true and correct.

Executed on July 28, 2008, in Miami-Dade County, Florida.

s/ Steven E. Chaykin (Pro Hac Vice)